

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS

Call to Order: By **VICE CHAIRMAN KLOCK**, on February 19, 2007 at 3:20 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Alan Olson, Chairman (R)
Rep. George G. Groesbeck, Vice Chairman (D)
Rep. Harry Klock, Vice Chairman (R)
Rep. Scott Boggio (R)
Rep. Robyn Driscoll (D)
Rep. Dave Gallik (D)
Rep. Dennis Himmelberger (R)
Rep. Llew Jones (R)
Rep. Diane Rice (R)
Rep. Wayne Stahl (R)
Rep. Bill Thomas (D)
Rep. Jonathan Windy Boy (D)

Members Excused: None.

Members Absent: None.

Staff Present: Todd Everts, Legislative Branch
Cindy Peterson, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 586, 2/6/2007; HB 602, 2/8/2007;
HB 611, 2/8/2007; HB 699, 2/14/2007
Executive Action: HB 602, HB 699, HB 681, HB 688, HB 689

HEARING ON HB 602

Opening Statement by Sponsor:

00:00:40 Rep. Veronica Small-eastman (D), HD 42, opened the hearing on HB 602, coal bed methane impact board.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:01:55 Rep. Windy Boy

Closing by Sponsor:

00:02:17 Rep. Small Eastman

EXECUTIVE ACTION ON HB 602

00:02:31 **Motion:** Rep. Groesbeck moved that HB 602 **DO PASS**.

00:02:40 **Substitute Motion/Vote:** Rep. Rice made a substitute motion that HB 602 **BE TABLED**. Substitute motion carried unanimously by voice vote.

HEARING ON HB 611

Opening Statement by Sponsor:

00:03:35 Rep. Hal Jacobson (D), HD 82, opened the hearing on HB 611, revise laws related to telecommunications access services.

Proponents' Testimony:

00:07:45 Sarah Eyer

00:10:37 Ron Bibler, Great Falls

EXHIBIT (feh37a01)

00:16:34 Geoff Feiss, Montana Telecommunications Association

00:19:02 Linda Pouliot

EXHIBIT (feh37a02)

00:21:25 Phil Maxwell, Three Rivers Telephone Cooperative

00:22:13 Tom Pouliot
00:23:52 Char Harasymczuk, President, Montana Association for
the Deaf

Opponents' Testimony:

00:25:13 Dennis Lopach, TracFone

Informational Testimony:

00:29:43 Jim McKeon, Miscellaneous Tax Division, Department of
Revenue
00:31:25 Connie Phelps, Executive Director, Montana
Communications Access Program

(Rep. Olson arrives)

Questions from Committee Members and Responses:

00:33:16 Rep. Windy Boy
00:33:48 Mr. McKeon
00:35:02 Rep. Windy Boy
00:35:12 Mr. Lopach
00:36:08 Rep. Groesbeck
00:36:46 Mr. Lopach
00:37:49 Rep. Groesbeck
00:37:59 Mr. Lopach
00:38:23 Rep. Groesbeck
00:39:03 Mr. Lopach

Closing by Sponsor:

00:39:50 Rep. Jacobson

HEARING ON HB 699

Opening Statement by Sponsor:

00:42:16 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing
on HB 699, fair and equitable distribution of low-
income energy funds to tribes.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor: None

HEARING ON HB 586

Opening Statement by Sponsor:

00:43:00 Rep. Jonathan Windy Boy (D), HD 32, opened the hearing on HB 586, air quality emission limits for power plants.

Proponents' Testimony:

00:45:21 Cheryl Reichert, M.D., Ph.D., Great Falls

[EXHIBIT\(feh37a03\)](#)

00:50:22 Dr. Charles Christiansen, Pediatrician from Great Falls

[EXHIBIT\(feh37a04\)](#)

[EXHIBIT\(feh37a05\)](#)

01:00:29 Rainbow Stump, Stone Child College

01:02:22 Elsie Stump, Stone Child College

01:03:38 Cherie Alexander, Stone Child College

01:04:42 Gabe Demontiney, Stone Child College

01:07:54 Jason Rosette, Stone Child College

01:09:04 Marilee Russell, an instructor from Stone Child College

01:12:47 Rep. Arlene Becker, HD 52, Billings

01:14:32 Butch Hankins, Square Butte, Montana

01:16:32 Matt Leow, MontPIRG

[EXHIBIT\(feh37a06\)](#)

01:19:08 Bob Clark, Montana Chapter of Sierra Club

01:21:13 Wade Sikorski

[EXHIBIT\(feh37a07\)](#)

[EXHIBIT\(feh37a08\)](#)

01:22:30 Denise Barber

01:23:12 Mark Aagenes, Montana Trout Unlimited

01:24:24 Ann Hedges, Montana Environmental Information Center

01:26:19 Molly Immen, Montana Audubon

[EXHIBIT\(feh37a09\)](#)

01:27:01 Sandra Mauro

01:27:17 Charles Bocock

01:28:08 Lisa Hardiman, Great Falls

Opponents' Testimony:

01:30:17 Mark Lambrecht, PPL Montana

[EXHIBIT\(feh37a10\)](#)

01:38:29 John Alke, Montana Dakota Utilities

EXHIBIT (feh37a11)

01:48:39 Tom Ebzery, Puget Sound Energy, Portland General
Electric, Avista Corp., and Pacificorp

01:50:48 Candace Payne, Southern Montana Electric Generation and
Transmission Cooperative

01:52:32 Leo Berry, Great Northern Power Development

01:54:44 John Prinkki, Southern Montana Electric Generation and
Transmission Cooperative

01:57:36 Don Allen, Western Environmental Trade Association

Informational Testimony: None

Questions from Committee Members and Responses:

02:00:20 Rep. Groesbeck

02:04:36 Mr. Lambrecht

02:07:00 Rep. Groesbeck

02:08:01 Mr. Lambrecht

02:08:54 Rep. Groesbeck

02:09:54 Mr. Lambrecht

02:10:02 Rep. Groesbeck

02:10:17 Mr. Lambrecht

02:10:39 Rep. Gallik

02:11:20 Mr. Lambrecht

02:12:19 Rep. Gallik

02:13:03 Mr. Lambrecht

02:14:08 Rep. Gallik

02:14:31 Mr. Lambrecht

EXHIBIT (feh37a12)

EXHIBIT (feh37a13)

02:15:24 Rep. Gallik

02:16:03 Mr. Lambrecht

02:18:00 Rep. Gallik

02:19:11 Mr. Berry

02:21:21 Rep. Gallik

02:21:34 Mr. Berry

Closing by Sponsor:

02:21:47 Rep. Windy Boy

EXECUTIVE ACTION ON HB 699

02:29:27 **Motion:** Rep. Windy Boy moved that HB 699 **DO PASS**.

02:29:37 **Substitute Motion/Vote:** Rep. Groesbeck made a substitute motion that HB 699 **BE TABLED**. Substitute motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 681

02:30:16 **Motion:** Rep. Driscoll moved that HB 681 **DO PASS**.

02:30:33 **Motion/Vote:** Rep. Driscoll moved that HB 681 **BE AMENDED**. Motion carried 11-1 by voice vote with Rep. Gallik voting no and Rep. Windy Boy voting aye by proxy.

EXHIBIT(feh37a14)

02:32:05 **Motion:** Rep. Driscoll moved that HB 681 **DO PASS AS AMENDED**.

02:32:20 **Motion/Vote:** Rep. Olson moved that HB 681 **BE AMENDED** and that the vote be only on the second amendment on Exhibit 15. Motion carried 11-1 by voice vote with Rep. Gallik voting no.

EXHIBIT(feh37a15)

02:33:36 **Motion:** Rep. Driscoll moved that HB 681 **DO PASS AS AMENDED**.

Discussion:

02:33:52 Rep. Driscoll

02:34:23 **Vote:** Motion carried unanimously by roll call vote.

EXECUTIVE ACTION ON HB 688

02:35:50 **Motion:** Rep. Klock moved that HB 688 **DO PASS**.

Discussion:

02:36:31 Rep. Olson

02:36:45 **Vote:** Motion carried unanimously by voice vote with
Rep. Windy Boy voting aye by proxy.

EXECUTIVE ACTION ON HB 689

02:37:17 **Motion:** Rep. Klock moved that HB 689 **DO PASS.**

Discussion:

02:38:25 Rep. Olson
02:38:40 Rep. Gallik
02:40:05 Rep. Olson
02:40:25 Rep. Gallik

02:41:03 **Vote:** Motion carried 8-4 by roll call vote with Rep.
Driscoll, Rep. Gallik, Rep. Groesbeck, and Rep. Thomas
voting no.

Additional Exhibits:

Letters submitted by Joe Wirak
EXHIBIT(feh37a16)
National Wildlife Magazine article
EXHIBIT(feh37a17)
Map of prevailing wind pattern
EXHIBIT(feh37a18)

ADJOURNMENT

02:44:52 Adjournment.

REP. ALAN OLSON, Chairman

CINDY PETERSON, Secretary

AO/cp

Additional Exhibits:

EXHIBIT ([feh37aad.pdf](#))